

## Senate Amendment 3249

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1 1 Amend House File 882, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. Page 18, by inserting after line 11 the  
1 4 following:  
1 5 <Sec. \_\_\_\_\_. Section 99B.10, subsection 1, Code  
1 6 2005, is amended to read as follows:  
1 7 1. A prize of ~~merchandise exceeding five dollars~~  
~~1 8 in value or cash shall not be awarded for use of the~~  
1 9 device. However, a mechanical or amusement device may  
1 10 be designed or adapted to award a prize or one or more  
1 11 free games or portions of games without payment of  
1 12 additional consideration by the participant.  
1 13 Sec. \_\_\_\_\_. Section 99B.10, subsection 4, Code 2005,  
1 14 is amended to read as follows:  
1 15 4. Each electrical and mechanical amusement device  
1 16 in operation or distributed in this state that awards  
1 17 a prize, as provided in this section, where the  
1 18 outcome is not primarily determined by the skill or  
1 19 knowledge of the operator, is registered by the  
1 20 department as provided by this subsection and is only  
1 21 located on premises for which a class "A", class "B",  
1 22 class "C", or class "D" liquor control license or  
1 23 class "B" or class "C" beer permit has been issued  
1 24 pursuant to chapter 123. ~~For an organization that~~  
~~1 25 meets the requirements of section 99B.7, subsection 1,~~  
~~1 26 paragraph "m", no more than four, and for all other~~  
~~1 27 persons, no more than two electrical and mechanical~~  
~~1 28 amusement devices registered as provided by this~~  
~~1 29 subsection shall be permitted or offered for use in~~  
~~1 30 any single location or premises for which a class "A",~~  
~~1 31 class "B", class "C", or class "D" liquor control~~  
~~1 32 license or class "B" or class "C" beer permit has been~~  
~~1 33 issued pursuant to chapter 123.~~ Each person owning an  
1 34 electrical and mechanical amusement device in this  
1 35 state shall obtain a registration tag for each  
1 36 electrical and mechanical amusement device owned that  
1 37 is required to be registered as provided in this  
1 38 subsection. Upon receipt of an application and a fee  
1 39 of twenty-five dollars for each device required to be  
1 40 registered, the department shall issue an annual  
1 41 registration tag which tag shall be displayed as  
1 42 required by rules adopted by the department. The  
1 43 application shall be submitted on forms designated by  
1 44 the department and contain the information required by  
1 45 rule of the department. A registration may be renewed  
1 46 annually upon submission of a registration application  
1 47 and payment of the annual registration fee and  
1 48 compliance with this chapter and the rules adopted  
1 49 pursuant to this chapter. ~~However, the number of~~  
~~1 50 electrical and mechanical amusement devices registered~~  
~~2 1 by the department under this subsection shall not~~  
~~2 2 exceed the total number of devices registered by the~~  
~~2 3 department as of April 28, 2004. In addition, the~~  
~~2 4 department shall not initially register an electrical~~  
~~2 5 and mechanical amusement device that is required to be~~  
~~2 6 registered as provided in this subsection to an owner~~  
~~2 7 for a location for which only a class "B" or class "C"~~  
~~2 8 beer permit has been issued pursuant to chapter 123 on~~  
~~2 9 or after April 28, 2004.~~ A person owning or leasing  
2 10 an electrical and mechanical amusement device required  
2 11 to be registered under this subsection shall only own  
2 12 or lease an electrical and mechanical amusement device  
2 13 that is required to be registered that has been  
2 14 purchased from a manufacturer, manufacturer's  
2 15 representative, or distributor registered with the  
2 16 department under section 99B.10A and shall not  
2 17 advertise or promote the availability of the device to  
2 18 the public as anything other than an electrical and  
2 19 mechanical amusement device pursuant to rules adopted  
2 20 by the department. ~~In addition, an owner at a~~  
~~2 21 location for which only a class "B" or class "C" beer~~  
~~2 22 permit has been issued pursuant to chapter 123 shall~~  
~~2 23 not relocate an amusement device registered as~~  
~~2 24 provided in this subsection to a location other than~~

2 25 the location of the device on April 28, 2004, and  
2 26 ~~shall not transfer, assign, sell, or lease an~~  
2 27 ~~amusement device registered as provided in this~~  
2 28 ~~subsection to another person for which only a class~~  
2 29 ~~"B" or class "C" beer permit has been issued pursuant~~  
2 30 ~~to chapter 123 after April 28, 2004.>~~  
2 31 #2. By renumbering as necessary.  
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2 35 JEFF ANGELO  
2 36 HF 882.726 81  
2 37 ec/gg/4560